



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF:

RICCIULLI, Livio

Application Serial No.: 10/630,559

Application Filing Date: July 30, 2003

Title: **ON-DEMAND OVERLAY ROUTING
FOR COMPUTER-BASED
COMMUNICATION NETWORKS**

Attorney Docket: 2615-0012

Group Art Unit: 2145

Examiner: NGUYEN, Minh Chau

Date: January 24, 2007

Confirmation No.: 8636

INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. One copy of each non-U.S. Patent reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The submission of any document herewith, which is not a statutory bar, is not intended that any such document constitutes prior art against any of the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference against the claims of the present application.

01/25/2007 MAHMED1 00000117 501860 10630559
02 FC:1806 180.00 DA

☒ This Information Disclosure Statement is being filed more than three (3) months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

- ☒ Please charge \$180 for payment of the fee under 37 C.F.R. § 1.17(p) to our deposit account below under the stated order no.: 2615-0012.
Our Deposit Account No.: 501860.
Please credit or debit Deposit Account No. 501860 as needed to ensure consideration of the disclosed information. A duplicate copy of this paper is attached.

CHARGE STATEMENT: Deposit Account No. 501860, order no. **2615-0012**.

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

CUSTOMER NUMBER

42624

Davidson Berquist Jackson & Gowdey LLP
4300 Wilson Blvd., 7th Floor,
Arlington Virginia 22203
Main: (703) 894-6400 • FAX: (703) 894-6430

Respectfully submitted,

By: 
Brian Sirtzky, Ph.D.

Registration No.: 37,497



FORM PTO-1449 (modified)

**Information Disclosure
Statement by Applicant**

Application number	10/630,559
First named inventor	RICCIULLI, Livio
Art Unit	2145
Filing Date	July 30, 2003
Examiner	NGUYEN, Minh Chau
Attorney Docket No	2615-0012
Confirmation Number	8636

Sheet	1	of	3	Date	January 24, 2007
-------	---	----	---	------	------------------

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of cited document
		Number-Kind Code		
	AR	US-5,774,660	06-30-1998	Brendel et al.
	BR	US-		
	CR	US-		
	DR	US-		
	ER	US-		
	FR	US-		
	GR	US-		
	HR	US-		
	IR	US-		
	JR	US-		
	KR	US-		
	LR	US-		
	MR	US-		

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of cited document	English Abstract Enclosed	ENGLISH TRANSLATION ENCLOSED
		Country Code-Number-Kind Code				
	NR				<input type="checkbox"/>	<input type="checkbox"/>
	OR				<input type="checkbox"/>	<input type="checkbox"/>
	PR				<input type="checkbox"/>	<input type="checkbox"/>
	QR				<input type="checkbox"/>	<input type="checkbox"/>
	SR				<input type="checkbox"/>	<input type="checkbox"/>
	TR				<input type="checkbox"/>	<input type="checkbox"/>

Examiner Signature		Date Considered	
-----------------------	--	-----------------	--

* Examiner: Initial reference if considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance **and** not considered. Please include copy of this form with next communication to Applicant.

FORM PTO-1449 (modified) Information Disclosure Statement by Applicant				Application number	10/630,559
				First named inventor	RICCIULLI, Livio
				Art Unit	2145
				Filing Date	July 30, 2003
				Examiner	NGUYEN, MINH CHAU
				Attorney Docket No	2615-0012
				Confirmation Number	8636
Sheet	2	of	3	Date	January 24, 2007

NON-PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	English Translation Enclosed
	A	Web Site, "Scaling the Internet," Inktomi Corp., www.inktomi.com, pp. 1-5 (likely prior to June 18, 1999).	<input type="checkbox"/>
	B	Web Site, "Are you Akamaized?", Akamai, www.akamai.com, 1999, pp. 1-2 (likely prior to June 18, 1999)	<input type="checkbox"/>
	C	Office Action from corresponding European Application No. 00941508.4 - 2416 mailed August 9, 2006.	<input type="checkbox"/>
	D	Roch A. Guerin et al, "QoS Routing Mechanisms and OSPF Extensions", Global Telecommunications Conference, US, New York, IEEE, 3 November 1997, pages 1903-1908, XP000737848 ISBN: 0-7803-4199-6	<input type="checkbox"/>
	E	Office Action from corresponding Canadian Application No. 2,374,621 mailed June 23, 2006	<input type="checkbox"/>
	F	Joint Claim Construction and Prehearing Statement from Civil Action No. CV 02-3708 CRB	<input type="checkbox"/>
	G	Memorandum and Order from Civil Action No. C 02-03708 CRB	<input type="checkbox"/>
	H	Exhibit A Regarding U.S. Patent No. 6,275,470 from Civil Action Case 3:02-cv-03708-CRB	<input type="checkbox"/>
	I	AKAMAI TECHNOLOGIES, INC.'S AMENDED ANSWER TO COMPLAINT, AFFIRMATIVE DEFENSES AND COUNTERCLAIMS; DEMAND FOR JURY TRIAL from Civil Action No. CV 02-3708 CRB	<input type="checkbox"/>

Examiner Signature		Date Considered	
---------------------------	--	------------------------	--

* **Examiner:** Initial reference if considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance **and** not considered. Please include copy of this form with next communication to Applicant.

FORM PTO-1449 (modified) Information Disclosure Statement by Applicant				Application number	10/630,559
				First named inventor	RICCIULLI, Livio
				Art Unit	2145
				Filing Date	July 30, 2003
				Examiner	NGUYEN, MINH CHAU
				Attorney Docket No	2615-0012
				Confirmation Number	8636
Sheet	3	of	3	Date	January 24, 2007

NON-PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	English Translation Enclosed
	J	CABLE & WIRELESS' REPLY TO AKAMAI TECHNOLOGIES, INC.'S AMENDED ANSWER AND COUNTERCLAIMS from from Civil Action No. CV 02-3708 CRB	<input type="checkbox"/>
	K	Exhibit C Regarding U.S. Patent No. 5,774,660 from Civil Action Case 3:02-cv-03708-CRB	<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Examiner Signature		Date Considered	
---------------------------	--	------------------------	--

* Examiner: Initial reference if considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance **and** not considered. Please include copy of this form with next communication to Applicant.